(3)

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IN THE HIGH COURT OF JUDICATURE AT BILASPUR

P. R. No. 893/2001
Presented by Shri ... Singh
dated 17.5.2001

W.P. No. 894 / 2001

PETITIONER : S. P. Verma
S/O Late Sri K.C. Verma aged about 40 years
Occupation-Assistant Labour Commissioner, Durg.
R/O Plot No. 463 Street 24, Smriti Nagar, Durg.

Vs.

Respondents: 1. The State of Chhattisgarha through the Secretary and Labour Commissioner, Labour Department ,Room No. 261, DK Bhawan, Raipur.

2. Shri S.L. Jangre, Assistant Labour Commissioner, C/O, Labour Commissioner Govt. of C.G. Gitanjali Nagar, Raipur.

WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF A SUITABLE WRIT, ORDER OR DIRECTION TO DO JUSTICE.

(415)

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

# आदेश पत्रक

मामला क्रमांक W.P. No. 894/2001 सन् 200

विरुद्ध

| आदेश का दिनांक आदेश क्रमांक सहित | आदेश हस्ताक्षर सहित | कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश |
|---|---|---|
| | **23/01/2003**<br><br>Shri K.M. Ansari and Shri Rajeev Shrivastava, counsel for the petitioner.<br><br>Shri Ranbir Singh, GA for the State/respondent no.1.<br><br>Shri H.N. Vyas, counsel for respondent no.2.<br><br>Shri A.S. Gaharwar, Sr. Central Government Standing Counsel for Union of India.<br><br>Heard.<br><br>Admittedly, the petitioner was posed at Durg from where he was transferred to Raipur. The said order was subject matter of challenge before the State Administrative Tribunal which upheld the same. Aggrieved therewith the petitioner approached this Court which on 24/05/2001 directed that "the status quo as regards the service condition of the writ petitioner and respondent no.2 be maintained".<br><br>I.A.No.7058/2002 has been filed by respondent no.1/State for modification of the stay order dated 24/05/2001 and for permitting the State to transfer the petitioner.<br><br>In reply, it is stated by the learned counsel for the petitioner that as the only question involved in this writ petition the order transferring the petitioner from Durg to Raipur, modification/vacation of the order will in substance amount to the disposal of the writ petition. Accordingly, he fairly stated that under the circumstances the writ petition itself may be | |

[पीछे देखिये

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

## आदेश पत्रक

मामला क्रमांक ..... सन् 200

..... विरुद्ध .....

| आदेश का दिनांक आदेश क्रमांक सहित | आदेश हस्ताक्षर सहित — 2 — | कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश |
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disposed of. He, however, stated that since the academic session is coming to an end and the children of the petitioner are to appear in different examinations, the petitioner may be permitted to remain at the present place of posting till 30/04/2003 and whereafter he may be given any suitable posting. This prayer appears to be reasonable.

In the above view of the matter and considering the fact that now a period of over two years has expired and that in exigency of service an officer can be transferred, we dispose of this writ petition with a direction that the petitioner may be permitted to remain at the present place of posting till 30/04/2003 and thereafter he may be given a suitable posting by way of transfer. The impugned order of State Administrative Tribunal stands modified accordingly.

With the above observations, this writ petition is disposed of. Consequently, I.A.Nos.1313/2001, 3114/2001, 5015/2001, 5014/2001, 5532/2002 and M.W.P.No. 7058/2002 also stand disposed of.

Sd/-
P.C.Naik
Judge

Sd/-
Fakhruddin
Judge

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